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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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JUL 05 2001

Technology Center 2600

Filed and Named  
Inventor : Barry Wendt et al.

Appln. No. : 09/788,148

Filed : February 16, 2001

For : VECTOR SEGMENT FINGERPRINT  
IDENTIFICATION

Docket No.: S30.12-0002

Group Art Unit: 2623

Examiner: ---

### INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Washington, D.C. 20231

I HEREBY CERTIFY THAT THIS PAPER IS BEING  
SENT BY U.S. MAIL, FIRST CLASS, TO THE  
ASSISTANT COMMISSIONER FOR PATENTS,  
WASHINGTON, D.C. 20231, THIS

2<sup>nd</sup> DAY OF June, 2001

Christopher J. Holt  
PATENT ATTORNEY

Sir:

The patents or publications listed on the enclosed PTO Form-1449 are submitted pursuant to 37 C.F.R. § 1.97. Copies of the patents or publications cited are enclosed.

#### TIME OF FILING

The information disclosure statement is being filed:

1.   x   with the application or within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last. In accordance with 37 C.F.R. § 1.97(b), no statement or fee is required.
2.        after the time period specified in paragraph 1 above, but before the mailing date of a final action under 37 C.F.R. § 1.113 or notice of allowance under 37 C.F.R. § 1.311. Therefore, in accordance with 37 C.F.R. § 1.97(c), submitted herewith is:

(check either A or B below)

- A.        a statement as specified in 37 C.F.R. § 1.97(e).
- B.        the fee set forth in 37 C.F.R. § 1.17(p) for

submission of an information disclosure statement under 37 C.F.R. § 1.97(c).

3.        after the mailing date of either a final action under 37 C.F.R. § 1.113 or a notice of allowance under 37 C.F.R. § 1.311, whichever occurs first, but before payment of the issue fee. Therefore, Applicant petitions for consideration and submits herewith:
- A. a statement as specified in 37 C.F.R. § 1.97(e);
  - B. the petition fee set forth in 37 C.F.R. § 1.17(i).

**STATEMENT**

(only used if No. 2(A) or No. 3 above is checked)

The person(s) signing below certify

(check appropriate paragraph)

       that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. 37 C.F.R. § 1.97(e)(1).

OR

       that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement. 37 C.F.R. § 1.97(e)(2).

**METHOD OF PAYMENT**

  x   No fee is required.

       Attached is a check in the amount of \$       .

The Director is authorized to charge any fee deficiency

required by this paper or credit any overpayment to Deposit Account No. 23-1123. A duplicate copy of this communication is enclosed.

Respectfully submitted,

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